

MAILS
From 'Frisco—
Enterprise, Oct. 28.
For 'Frisco—
Tenyo Maru, Oct. 29.
From Vancouver—
Niagara, Nov. 1.
For Vancouver—
Makura, Nov. 10.

Honolulu Star-Bulletin

2:30
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RUMANIA, DEFEATED AGAIN, MAY SUFFER SERBIA'S FATE

FUND RAISED BY FORBES REFUSED BY RAPID TRANSIT

Will Not Accept Money From Private Individuals and Deadlock Revived

KALAKAUA AVENUE TRACK LAYING IS NOT SETTLED

Deadlock is Renewed When Action of Board is Told By Counsel for Company

That the Rapid Transit will not accept the \$3000, raised by public subscription, from Charles R. Forbes, as from private citizens, but the money must come from the board of supervisors, a public body cooperating with the street car company for the benefit of the public, was declared today by A. L. Castle, of counsel for the company.

Castle continued that at the meeting held Tuesday noon Forbes was informed that the money must come from the board and a vote by the directors agreeing was taken at the time. "The Rapid Transit is not a charitable institution," he said, "and is not accepting donation from private individuals."

This stand taken by the Rapid Transit again leaves the situation in a deadlock and it is now up to the supervisors to find some other means of giving the money. As it stands, it is impossible for the board to take the money from Forbes as on its acceptance it becomes county money, but cannot then give it to the Rapid Transit, and the Rapid Transit has declared its intention of standing pat on the proposition of cooperation between the street car company and the board in paying for the excess cost of a temporary track.

There was, however, some light shed today when it was announced that the Rapid Transit would probably be here by the middle of next August and be laid six weeks later. "It seems to be the impression that the Rapid Transit will be here for 18 months, or two years," Castle said, "but this is not so, as they were ordered for June delivery and will be here six weeks later. This will mean that the temporary track, if it is laid, will only be in three or four months."

At a meeting held Tuesday afternoon between Forbes, superintendent of public works, and members of the board of supervisors, the former informed the board that his power to order the Rapid Transit company to relocate its tracks was supreme but that no one could make them lay temporary tracks. "I went out and have raised \$3000 by subscription," Forbes continued, "in order to overcome any legal difficulties and which I now offer to you. The Rapid Transit is willing to put up \$5000. Now, gentlemen, are you willing to accept the money?"

Under the law, however, the board was unable to accept the money and it was finally agreed, after considerable argument in which hard words were called, particularly between Arnold and Larsen, that Forbes, as superintendent of public works, should order the Rapid Transit to relocate its tracks and then as a private citizen, in which capacity he raised the money, offer the company the \$3000. According to Carden, deputy city attorney, if the board accepted the money it would become county money and thus come under the same category as the original offer of \$4000.

At first it appeared as if some of the members of the board would not agree to the Forbes plan, as it still leaves in doubt the authority of the board and they felt it might set a bad precedent.

MAUI POLITICAL FIGHT IS SEVERE

George P. Cooke and Dr. J. H. Raymond Are Campaigning Hard for Senate Now

[Star-Bulletin Special by Mutual Wireless]
WAILUKU, Maui, Oct. 25.—Prince Kuhio, Republican candidate for delegate to Congress, National Committee man R. W. Breckons and W. O. Smith of Honolulu last night addressed a big political meeting. The first two urged that George P. Cooke, Republican candidate for the senate, be elected over his Democratic opponent on Maui, Dr. J. H. Raymond. Smith made a talk for Republicanism as the Republicans gave Hawaii a protective tariff on sugar. The crowd gave close attention. The speakers will appear at Lahaina this evening.

The Cooke-Raymond fight gives promise of being close and hard-fought to the end of the campaign. John H. Wise, Republican politician, went to Maui on today's steamer and it is understood he will campaign for Cooke.

NEW YORK STOCK MARKET TODAY

Following are the closing prices of stocks on the New York market today, sent by the Associated Press over the Federal Wireless:

	Today	Yesterday
Alaska Gold	12	12
American Smelter	110	110 1/2
American Sugar Rfg.	122 3/4	122 3/4
American Tel. & Tel.	133 1/4	133 1/4
Anacosta Copper	93 3/4	94 1/4
Atchafalaya	107 1/2	107 1/2
Baldwin Locomotive	84	84 1/2
Baltimore & Ohio	88 1/2	88 1/2
Bethlehem Steel	600	616
Calif. Petroleum	23 1/2	23 1/2
Canadian Pacific	176 1/4	175 3/4
C. M. & St. P. (St. Paul)	94 3/4	94 3/4
Colo. Fuel & Iron	53 1/2	54 1/2
Crucible Steel	86 1/2	89
Erie Common	38 1/2	38 1/2
General Electric	183 1/4	183 1/4
General Motors	83 1/2	83 1/2
Great Northern Pfd.	118 1/2	119
Inter. Harv. N. J.	116 1/4	117 1/2
Kennecott Copper	53 1/2	53 1/2
Lehigh R. R.	83 1/2	84 1/4
New York Central	108 3/4	109 1/4
Pennsylvania	58	58 1/2
Ray Consol.	25 1/2	26
Southern Pacific	101 1/4	101 1/4
Studebaker	22 3/4	23 1/4
Tennessee Copper	22 3/4	22 3/4
Texas Oil	22 1/2	22 1/2
Union Pacific	151 1/2	151 1/2
U. S. Steel	117 1/2	119
U. S. Steel Pfd.	121 3/4	121 3/4
Utah	99 1/2	101
Western Union	103	103 1/2
Westinghouse	64	62 1/4

*Bid. †Ex-dividend. ‡Unquoted.

VILLA IS LIKELY TO GET CHIHUAHUA; DIAZ NEW MENACE

Nephew of Former Dictator is Operating South of Capital City

(Associated Press by Federal Wireless)
SAN ANTONIO, Tex., Oct. 25.—Chihuahua City is nearing capture by Gen. Villa's bandit army, according to reports sent here today by Gen. Bell at El Paso.

He reports to Gen. Funston that Gen. Trevino, the beleaguered commander of the Carranzistas at Chihuahua, has warned inhabitants of the city that they must leave, or stay at their peril.

GEN. FELIX DIAZ PLANS OVERTHROW OF CARRANZA

WASHINGTON, D. C., Oct. 25.—Menaced by the gathering forces of Felix Diaz, nephew of the great dictator of Mexico, and by the growing power of Pancho Villa, bandit leader of bandits, Gen. Carranza, head of the de facto government of Mexico, is reported to be preparing to abandon his country and flee for safety to the United States.

His wife, accompanied by Mrs. Obregon, the wife of Gen. Obregon, secretary of war for the de facto government, has already crossed the border into the United States.

Such is the sensational news brought to this city in reports from the southern republic, and given full credence by the opponents of Carranza and his administration. These are freely charging that Carranza, whose personal power in Mexico is believed to be rapidly dwindling until it now is said to amount to little or nothing, has been laying his plans for fleeing from the Mexican capital as soon as possible.

The Mexican embassy here denies that the first chief of the republic intends to leave, and declares that the visit of the two women is but for the purpose of "making a tour of the states."

Despatches reaching the border yesterday declared that Diaz has entered the city of Toluca, the capital of the state of Mexico, and but a short distance from the City of Mexico.

He is said to have completed his conquest of the country about Toluca, and to be extending his lines in the direction of the capital of the country.

A whole of the southern part of the republic is said to have rallied to his support, and to be lukewarm in obeying the commands of the Carranza government.

MIZUSAKI CAN HAVE ANY PROTECTION THAT HE NEEDS, POLICE SAY
Sheriff Rose has refused to give a special policeman's commission to Mizusaki, a Japanese luna, as a protection from three alleged conspirators who are said to have threatened to kill the luna, as told in the Star-Bulletin Tuesday.

AD CLUB HEARS VIGOROUS TALKS FOR BOND ISSUE

A. Lewis, Jr., Puts Financial Questions Plain and Favors Proposal for Nov. 7

GEN. R. K. EVANS GIVES HIS "GOODBY" SPEECH

Retiring Commander of Department Says Aloha: Various Features at Lunch

War and the municipal bond issue were the two main subjects taken up by the Ad Club today at its regular luncheon at the Alexander Young hotel.

The subject of war was contained in a letter from Paul Super, general superintendent of the Y. M. C. A., on his experience in Canada and what the people are doing there for the war. A goodbye speech by Gen. R. K. Evans, who is leaving here next month, and a description of a trip through Switzerland and Germany at the beginning of the European war by Geo. B. Thayer, who is now touring the Hawaiian Islands, were added features, and the talk on bonds by L. A. Thurston also spoke briefly on the bond subject.

"I came up here to say goodbye," said Gen. Evans, "but I am coming back; in fact, it will probably be next summer. November 19 I shall be 64 years old and by law I must retire, but I am glad to say that I am still in good condition, for of my 43 classmates at West Point only seven remain alive. I also wish particularly to thank L. A. Thurston for the land which he has opened to the soldiers at the volcano for it will give them great pleasure and they are extremely anxious to go."

Mr. Thayer called his talk "A Trip Through Hell," and said that from what he saw while making his way to the coast from Switzerland that war should never be allowed and that militarism is absolutely wrong.

Mr. Lewis came out strongly for the bond issue proposal, particularly for waterworks and sewers. Both he and Mr. Thurston pointed out that the tax increase plan cannot be effective until 1918, and Mr. Thurston indicated that he favors the bond issue plan, both of which points were appreciated by the Ad Clubites.

Honolulu Must Progress
In opening his very pertinent talk, Mr. Lewis pointed out that a large amount of money must be expended "to place Honolulu on a par with the average American city." He asked if Honolulu is willing to pay the price and assumed that as a matter of progressive public spirit, it is.

He pointed out the necessity of expending funds in a comprehensive manner and then went into a discussion of the tax rate proposal. Here he emphasized the inability to get the revenues from increased tax rates before 1918, and said that it is agreed that Honolulu is behind in public improvements now and a beginning on construction should be made as soon as possible. He pointed out that not only must tax rate increases wait upon legislative action and thus be delayed until 1910, but legislative action is required to release the cash basis fund.

Here he said: "The point I desire to make is that (Continued on page two)

OPINION AGAINST DEATH PENALTY EXCUSES JURORS

Opinions against verdicts of guilty carrying the death penalty, as expressed during examination this morning, resulted in the excusing of nearly a dozen men summoned as jurors in the case of Jesse Duke, colored, charged with the murder of G. P. George, an aged stable watchman who was employed at Schofield Barracks, which began in the federal court today.

The regular jury panel was exhausted at noon after Walter Thurtell, who said he was a witness, had been excused by the defense. Judge Charles F. Clemons ordered a special venire of 15 persons, returnable at 8:30 o'clock tomorrow morning. To date the defense had exercised 11 challenges. This leaves one for the government and six for the defense to be exercised. It is expected that the jury will be secured tomorrow morning.

Duke, who was convicted after the first trial last January but who was granted a new hearing, is represented by Attorneys W. T. Rawlins, George A. Davis and Charles S. Davis. There are now 11 men in the jury box who have been passed for cause.

RETALIATES WITH SUIT DIRECTED AT SURETY COMPANY

Geo. E. Marshall, Hilo Breakwater Contractor, Sues Bonding Concern

BOND OF \$20,000, FILED IN LOCAL COURT, ATTACKED

Claimed Damage Wrought Because of Litigation Recently Instituted Here

(Special to Star-Bulletin by Mutual Wireless)
HILO, Oct. 25.—George E. Marshall, contractor in charge of the construction of the Hilo Breakwater, through James W. Russell, his attorney, has filed in the circuit court here an action for damages against the American Surety Company of New York and the National Surety Company, alleging that, because of suits brought in Honolulu by the American Surety Company against Marshall, considerable damage has been wrought because of delays in the breakwater construction.

The action for damages is directed at a bond of \$20,000 filed in the circuit court at Honolulu by the American Surety Company at the time it began its suit for injunction against Marshall. The National Surety Company was surety for the American company for this bond.

Although the amount of the damages sought by Marshall is not stated in the foregoing wireless message from the Star-Bulletin's correspondent at Hilo, it is understood it is equal to the bond filed here by the American Surety Company.

Action Does Not Surprise
The report that Marshall has filed the suit is not news to the law firm of Frear, Prosser, Anderson & Marx, attorneys for the American Surety Company, Attorney M. F. Prosser saying today that the firm had been advised that an action probably would be taken.

"All I have to say is that we will be prepared to meet the case when the papers are served," he added. "We have been informed that Marshall might bring the suit at any time."

On Tuesday Attorney Prosser was informed that \$23,000, representing a claim due Marshall from the United States government for the breakwater work, has been impounded in Washington, D. C., as the result of a separate action brought there by the American Surety Company. He was further informed that the defendant in this case has been given until November 13 to file his answer.

The American Surety Company, in a suit recently filed in circuit court, alleges that Marshall is in debt to it in the sum of more than \$113,000. It has also brought an injunction against Marshall to restrain him from receiving any claims due him from the government for breakwater construction.

Marshall won a point on Tuesday when Circuit Judge Ashford dissolved the temporary injunction, discharged George S. Curry as receiver, and dissolved the order of attachment sought by the surety company. He also denied the plaintiff an interlocutory appeal to his oral decisions.

The surety company, however, today filed in circuit court notices of appeal to all of the decisions handed down by Judge Ashford on Tuesday.

QUEEN SLIGHTLY ILL; IS IMPROVING NICELY

Queen Liliuokalani, who has been slightly ill at her residence at Washington place during the last few days, is reported today to be much better and rapidly improving. Her illness, however, has not confined her to her bed. She is attended by Dr. George F. Straub.

McInerny Bros. Drop From Hui On Mahuka Site

Because the price bid for the Mahuka site was higher than the price agreed upon by the members of the Hui beforehand, McInerny Brothers have decided to drop out and take over no interest in the property knocked down to Castle & Cooke at the sale. The third member of the Hui, has not come to a definite decision, but it is expected that it will take the land at the corner of King and Bishop streets, the piece originally agreed upon as its share in a division. Collector Franklin has not yet received any acknowledgment from Washington of his report of sale.

BOELCKE SHOTS DOWN HIS 38TH ENEMY PLANE

German Official Cablegrams Tell of Redoubtable Aviator's Latest Feat

BATTLE ON SOMME COSTLY TO ALLIES

Details of Western Fighting and of Rumanian Disasters Are Given

Capt. Boelcke, the most famous aviator in Europe, has shot down his thirty-eighth enemy aeroplane in air combat, according to German official cablegrams received here this morning. The two he brought down day before yesterday on the Somme front make up the formidable total.

Together with this news the German official reports emphasize the tremendous losses of the Allies in attempting to cut the German lines on the Somme.

Monday's Report
GERMAN HEADQUARTERS, Oct. 23.—On the north bank of the Somme the strong artillery duel continued yesterday until late at night. The English between Lesard and Les Boeufs and the adjoining French down to Bancourt made strong assaults but our forces repulsed them from their positions, shooting down all attacks in bloody fashion. Northwest of Salby the French entered a small piece of trench on the first line.

Elsewhere on this sector there was little change. In the Argonne and Woivre district there was lively fire and the aviators were active today. Twenty-two hostile flyers were shot down by our air attack and defense guns, 11 aeroplanes now lying behind our lines.

Capt. Boelcke won his thirty-seventh and thirty-eighth victories. Lieut. Frank shot down his fourteenth adversary.

During the day hostile aeroplanes bombed Metz and no military damage was done but five civilians were killed and seven others made sick from inhaling poisonous fumes.

On the east front west of Luck there was temporarily lively fire. The Russians are now completely driven from the west bank of the Naryovka. On Archduke Carl's front the general situation is unchanged. On both sides of Rumania our troops are moving forward, Mackensen's forces advancing indefatigably in spite of bad weather. These troops have advanced far beyond the railroad line east of Murlat.

Constanza was captured exactly eight weeks after the Rumanian war declaration, by German and Bulgarian troops and we are going beyond Czernavoda. A naval aeroplane landed far in the rear of the fleeing enemy and destroyed two aeroplanes on the ground, returning unharmed. On the Macedonian front the enemy is being pressed back, while east of the Vardar an attempted attack against us failed.

Yesterday's Report
GERMAN HEADQUARTERS, Oct. 24.—The last three days on the western front have seen battling of great violence on the Somme. In order to break through at any price the English and French continued their attacks with strong forces but in spite of these massed troops they suffered a heavy defeat. As told from the front, entire rows of dead are lying one upon the other, especially west of Letransly. The conduct of our troops was as splendid as possible.

Brandenburg regiment No. 64 and Brunswick reserve infantry regiment No. 92, and Rhenish infantry regiment 15 and Bavarian regiments 1 and 2 won special distinction.

South of the Somme the French prepared for an advance in the Abancourt-Chaulnes sector but our withering fire made its fruition impossible.

On the Crown Prince's front the enemy tried to assist the attacks on the Somme by assaults near Verdun, but the attempts were useless under our strong and efficient artillery fire, the attacks thus being frustrated.

In the eastern theater from the ocean to the Carpathians there were no important events. South of Kronstadt, Transylvania, Predal pass was yesterday captured by the Germans and Austrians in a violent engagement and 600 prisoners taken. South of the opening from Rotenturm pass during the last few days strong Rumanian resistance has been broken down. In the Balkans, the Rumanians are yielding in confusion before our right wing. The cavalry of our allies has reached the district of Kara Murat, Medjidie and Raschova have been captured after violent fighting.

The total booty reported up to October 21 is 75 officers, 6593 men, one flag, 52 machine guns, 12 cannon and one mine thrower. The losses of the Rumanians and the Russians rushed up as reinforcements are heavy. Last night the fortress of Bucharest was once more bombarded. Nothing new on the Macedonian front.

MACKENSEN'S DRIVE CAPTURES LAST HOLD IN THE DOBRUDJA; ITALY STRIKES IN MACEDONIA

CAVALRY CUTS THROUGH SERBIA FROM ALBANIA AND EFFECTS JUNCTURE WITH OTHER ALLIES—VON FALKENHAYN CAPTURES IMPORTANT TRANSYLVANIA PASS—FRENCH ATTACK AT VERDUN SURPRISES GERMANS

(Associated Press Service by Federal Wireless)
BERLIN, Germany, Oct. 25.—Defeated on the west and south through Transylvania and in the Dobrudja district—the Rumanian armies, frightfully cut up, are withdrawing to the interior of the invaded country.

Today news comes from the Transylvania front that Gen. Falkenhayn, who has won an almost unbroken series of victories, has captured the Vulkan pass, leading into Rumania.

On the Dobrudja front, the Germans and Bulgarians, aided by several Turkish detachments, have struck deeper into the enemy country and occupy most of this district now. They are pursuing the retreating Russian and Rumanian armies. Tchernavoda has been captured, which deprives the defenders of the last railroad communication in Dobrudja.

Petrograd and Bucharest Admit Enemy Gaining in the Dobrudja

PETROGRAD, Russia, Oct. 25.—Tchernavoda has been evacuated by the Rumanians and Russians. A position on Lake Tachan, twelve miles north of Constanza, has also been evacuated.

BUCHAREST, Rumania, Oct. 25.—The Rumanians have retired in the face of superior forces north of Tchernavoda. On the Klopung-Predal pass front the Rumanians have given some ground.

French Attack Takes Germans at Verdun by Surprise; Wins Much Ground

PARIS, France, Oct. 25.—The French attack at Verdun yesterday took the Germans by surprise. In three hours the French captured ground which the Germans had required months of labor and a great loss of life to gain. The French are holding the position they won and consolidating their gains.

PARIS, France, Oct. 25.—Late today the Germans made counter-attack north of Verdun, in an effort to gain the ground they were forced to yield yesterday. They attempted to recapture Haumont quarries and Damloup battery but at both places were repulsed with large losses.

BERLIN, Germany, Oct. 25.—The French attack yesterday at Verdun gained ground. The French assaults on the Somme were without success.

Italian Cavalry Joins Macedonian Fight

PARIS, France, Oct. 25.—Italian cavalry cutting through the mountainous country from southern Albania along the southern Serbia-Greece line has succeeded in forming a junction with the cavalry and artillery of the Entente Allies on the Macedonian front.

Austrian Premier's Body Buried

VIENNA, Austria, Oct. 25.—Count Carl Stueggh, victim of the bullets of Ludwig Adler, the Socialist editor, was buried today.

SEEK PAROLE OF J. J. McNAMARA AIR-BATTLE OFF FLANDERS COAST

(Associated Press by Federal Wireless)
SAN FRANCISCO, Cal., Oct. 25.—Parole is to be asked for John J. McNamara, serving a prison sentence for dynamiting the Llewellyn Iron Works in Los Angeles Christmas Day, 1916, and accused of complicity with his brother, James B. McNamara, in the dynamiting of the Los Angeles Times building on the night of September 30, 1916.

The parole will probably be asked of the prison directors on Saturday. The International Association of Bridge and Structural Iron Workers, of which J. J. McNamara was secretary, and Local 22 of the same organization, with headquarters at Indianapolis, has sent to California labor bodies a request to endorse the application.

The McNamara brothers were sentenced to prison and sent to San Quentin in December, 1911. Their sensational trial had ended abruptly when James B. McNamara changed his plea of not guilty to one of guilty to murder in the first degree, on December 1, 1911, before Judge Walter Fordwell at Los Angeles. He signed a confession that he had blown up the Los Angeles Times building, and when he changed his plea his brother pleaded guilty to dynamiting the Llewellyn Iron Works. Both had been indicted by a grand jury for criminal connection with the deaths of 19 of the 21 persons killed in the Times disaster.

On December 5, 1911, James B. McNamara was sentenced to life imprisonment, and John J. to serve years. He has therefore served less than a third of his term.